

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF APPALACHIAN	)	
CELLULAR, LLC D/B/A APPALACHIAN	)	
WIRELESS FOR ISSUANCE OF A	)	
CERTIFICATE OF PUBLIC CONVENIENCE	)	CASE NO.
AND NECESSITY TO CONSTRUCT A	)	2000-443
WIRELESS COMMUNICATIONS FACILITY	)	
20 MILES EAST ON ROUTE 460, AT LICK	)	
CREEK, PIKE COUNTY, KENTUCKY	)	

O R D E R

On October 12, 2000, Appalachian Cellular, LLC d/b/a Appalachian Wireless (“Appalachian Wireless”) applied to the Commission for authority to construct a telecommunications services facility in Pike County, Kentucky. In its filing, Appalachian Wireless requested permission to deviate from the requirements of an administrative regulation, 807 KAR 5:063, Section 1(1)(d), stating that the conditions at the site proposed in this application are similar to tests and observations performed at nearby sites at which previous constructed has occurred.

Section 1(1)(d) of 807 KAR 5:063 requires the submission of a geotechnical investigation report, signed and sealed by a professional engineer registered in Kentucky, that includes boring logs, foundation design recommendations, and a finding as to the proximity of the proposed site to flood hazard areas.

Having reviewed the filing and being otherwise sufficiently advised, the Commission finds that the information filed therein is sufficient to enable the Commission to review adequately Appalachian Wireless's filing and that good cause exists to grant the requested deviation.

IT IS THEREFORE ORDERED that Appalachian Wireless's request for permission to deviate from the requirements of 807 KAR 5:063, Section 1(1)(d), is granted.

Done at Frankfort, Kentucky, this 30<sup>th</sup> day of October, 2000.

By the Commission

ATTEST:

Deputy W<sup>th</sup> H. Fowler  
Executive Director